

AN ACT

ENTITLED, An Act to authorize the release of offender photographs and physical description for purposes of victim and community notification.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 24-2-20 be amended to read as follows:

24-2-20. Notwithstanding the provisions of § 24-1-26, when requested, regarding the fitness of any inmate, sentenced as an adult, for a modification of sentence, parole, pardon, or early release, the warden shall furnish only to the sentencing court, the secretary of corrections, the Board of Pardons and Parole, or the Governor, respectively, any requested record, fact, or opinion in the warden's possession or knowledge. The Department of Corrections may release the following information on any inmate or parolee sentenced as an adult for purposes of community and victim notification pursuant to subdivisions 23A-28C-1(10) and (12), §§ 23A-28C-5, 24-15-8.1, 24-15-8.2, and 24-15A-22, and to other governmental entities as defined in § 24-2-20.1:

- (1) Name and any known aliases;
- (2) Date of birth or age;
- (3) Race and gender;
- (4) Location of incarceration;
- (5) Community of residence;
- (6) Custody status and conditions of supervision;
- (7) Any Department of Corrections sentence identification number;
- (8) Any crime of conviction;
- (9) Number of felony convictions;
- (10) Sentence, time suspended, jail time credit, and revoked good-time credits;
- (11) Offense, sentence, admission, release, and parole eligibility dates;

- (12) Dates of pending hearings and final determinations of parole, suspended sentence, pardon, and commutation hearings;
- (13) Status as an inmate, parolee, or person who has completed a prison term;
- (14) County of conviction;
- (15) Plea;
- (16) Citizenship status;
- (17) Birth town, state, and country; and
- (18) Identification photograph and physical description.

The department is not civilly liable for good faith conduct under this section.

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I certify that the attached Act
originated in the

HOUSE as Bill No. 1017

Chief Clerk

Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1017
File No. _____
Chapter No. _____

Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor

STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____, 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State